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TRANSMITTAL LETTER
(General - Patent Pending)

Docket No.
AD1.014/MI2.021

In Re Application Of: **Joseph R. Ketterl, et. al.**

Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
10/756,796	01/13/2004		23893	3762	1533

Title: **SIDE-TOP ELECTRODE**

COMMISSIONER FOR PATENTS:

Transmitted herewith is:

At the time we filed this case a PCT International Application No. PCT/US02/38889 had been filed claiming priority from the parent case Serial No. 10/012,230, now Patent No. 6,678,564, issued 01/13/2004. The present Application is a Continuation-in-Part of serial No. 10/012,230, and applicant believes that invention of the present Application was not the subject of the PCT Application. Nevertheless, in an abundance of caution applicant wishes to inform the USPTO of the PCT Application and rescind the Nonpublication Request.

in the above identified application.

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Dated: **March 2, 2006**

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cc: **Advanced Cochlear Systems, Inc.**

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Claudia Degner	
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RESCISSION OF PREVIOUS NONPUBLICATION REQUEST

(35 U.S.C. 122(b)(2)(B)(ii))
AND, IF APPLICABLE,
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(35 U.S.C. 122(b)(2)(B)(iii))

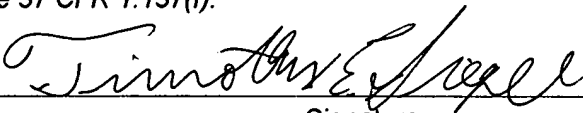
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Application Number	10/756,796
Filing Date	01/13/2004
First Named Inventor	Joseph R. Ketterl, et al.
Title	SIDE-TOP ELECTRODE
Atty Docket Number	AD1.014/MI2.021
Art Unit	3762
Examiner	

A request that the above-identified application not be published under 35 U.S.C. 122(b) (nonpublication request) was included with the above-identified application on filing pursuant to 35 U.S.C. 122(b)(2)(B)(i). I hereby rescind the previous nonpublication request.

If a notice of foreign or international filing is or will be required by 35 U.S.C. 122(b)(2)(B)(iii) and 37 CFR 1.213(c), I hereby provide such notice. This notice is being provided no later than forty-five (45) days after the date of such foreign or international filing.

If a notice of subsequent foreign or international filing required by 35 U.S.C. 122(b)(2)(B)(iii) and 37 CFR 1.213(c) was not filed within forty-five (45) days after the date of filing of the foreign or international application, the application is ABANDONED, and a petition to revive under 37 CFR 1.137(b) is required. See 37 CFR 1.137(f).

 Signature	March 2, 2006 Date
Timothy E. Siegel Typed or printed name	37,442 Registration Number, if applicable
Voice: 503-650-7411, Fax: 503-650-9886 Telephone Number	

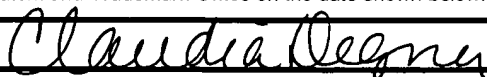
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Name (Print/Type) Claudia Degner

Date

March 2, 2006

This collection of information is required by 37 CFR 1.213(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 6 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. **DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop PG Pub, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

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